

ORDINANCE NO. _____

1 **AN ORDINANCE SUSPENDING A RATE INCREASE PROPOSED BY TEXAS**
2 **GAS SERVICE, A DIVISION OF ONEOK, INC., REQUIRING**
3 **REIMBURSEMENT OF MUNICIPAL RATE CASE EXPENSES BY THE**
4 **REGULATED UTILITY; AND PROVIDING NOTICE OF THIS ORDINANCE**
5 **TO TEXAS GAS SERVICE, A DIVISION OF ONEOK, INC.**

6
7 **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**
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9 **PART 1.** Texas Gas Service, a division of ONEOK, Inc. (TGS), filed a "Statement of
10 Intent" with the City of Austin on February 11, 2009, to increase its rates by \$3,563,868.
11 The proposed effective date of the proposed increase is March 18, 2009.
12

13 **PART 2.** The City is authorized under Section 104.107 of the Texas Utilities Code to
14 suspend the effective date of an increase in gas rates for 90 days in order to evaluate the
15 effect of such a rate increase and to determine, by conducting hearings if necessary,
16 whether the rates are appropriate, fair, just, and reasonable to all classes of ratepayers.
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18 **PART 3.** In accordance with Section 104.107 of the Texas Utility Code, the Council
19 suspends the proposed increase to no later than June 17, 2009, so that the City may
20 analyze information provided by TGS and evaluate the proposed rate increase.
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22 **PART 4.** In accordance with Section 103.022, TGS is directed to reimburse all
23 municipal rate case expenses incurred by the City in relation to the filing.
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25 **PART 5.** Notice of this ordinance is hereby provided to TGS.
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PART 6. This ordinance takes effect on _____, 2009.

PASSED AND APPROVED

_____, 2009

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Will Wynn
Mayor

APPROVED: _____

David Allan Smith
City Attorney

ATTEST: _____

Shirley A. Gentry
City Clerk